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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT SEATTLE

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9 RICHARD J. ZALAC,

10 Plaintiff(s),

11 v.

12 CTX MORTGAGE CORPORATION, et
13 al.,

14 Defendant(s).

CASE NO. 2:12-cv-01474-MJP

ORDER SETTING TRIAL
DATE & RELATED DATES

| | |
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| BENCH TRIAL DATE | October 7, 2013 |
| Deadline for joining additional parties | December 27, 2012 |
| Deadline for filing amended pleadings | January 7, 2013 |
| Reports from expert witness under FRCP 26(a)(2) due | March 11, 2013 |
| All motions related to discovery must be filed by and noted on the motion calendar on the third Friday thereafter (see CR7(d)) | April 10, 2013 |
| Discovery completed by | May 10, 2013 |
| All dispositive motions must be filed by and noted on the motion calendar on the fourth Friday thereafter (see CR7(d)) | June 10, 2013 |
| Counsel are reminded of the requirement to provide courtesy copies of any motions with | |

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|----|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------|
| 1 | exhibits or other attachments exceeding 50 pages. Compliance with this requirement will facilitate timely consideration of your motion. | |
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| 3 | Settlement conference per CR 39.1(c)(2) held no later than | August 8, 2013 |
| 4 | Mediation per CR 39.1(c)(3) held no later than | September 3, 2013 |
| 5 | All motions in limine must be filed by and noted on the motion calendar no earlier than the third Friday thereafter and no later than the Friday before the pretrial conference. | September 3, 2013 |
| 6 | | |
| 7 | Agreed pretrial order due | September 25, 2013 |
| 8 | Pretrial conference | September 27, 2013 at 03:30 PM |
| 9 | | |
| 10 | Trial briefs, Proposed Findings of Fact and Conclusions of Law, and trial exhibits: | October 2, 2013 |
| 11 | Length of Bench Trial | 4 DAY |

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13 These dates are set at the direction of the Court after reviewing the joint
14 status report and discovery plan submitted by the parties. All other dates are
15 specified in the Local Civil Rules. If any of the dates identified in this Order or
16 the Local Civil Rules fall on a weekend or federal holiday, the act or event shall
17 be performed on the next business day. These are firm dates that can be changed
18 only by order of the Court, not by agreement of counsel or the parties. The
19 Court will alter these dates only upon good cause shown: failure to complete
20 discovery within the time allowed is not recognized as good cause.

21 If the trial date assigned to this matter creates an irreconcilable conflict,
22 counsel must notify the Deputy Clerk, Rhonda Miller, in writing within 10
23 days of the date of this Order and must set forth the exact nature of the conflict.
24 A failure to do so will be deemed a waiver. Counsel must be prepared to begin
25 trial on the date scheduled, but it should be understood that the trial may have
26 to await the completion of other cases.

COOPERATION:

As required by CR 37(a), all discovery matters are to be resolved by

1 agreement if possible. Counsel are further directed to cooperate in preparing the
2 final pretrial order in the format required by CR 16.1, except as ordered below.

3 **EXHIBITS:**

4 The original and one copy of the trial exhibits are to be delivered to
5 chambers five days before the trial date. Each exhibit shall be clearly marked.
6 Exhibit tags are available in the Clerk's Office. The Court hereby alters the
7 CR 16.1 procedure for numbering exhibits: plaintiff's exhibits shall be numbered
8 consecutively beginning with 1; defendant's exhibits shall be numbered
9 consecutively beginning with the next number series not used by plaintiff.

10 Duplicate documents shall not be listed twice: once a party has
11 identified an exhibit in the pretrial order, any party may use it. Each set of exhibits
12 shall be submitted in individual file folders with appropriately numbered tabs.

13 **SETTLEMENT:**

14 Should this case settle, counsel shall notify Rhonda Miller as soon as
15 possible at 206-370-8518. Pursuant to GR 3(b), an attorney who fails to give
16 the Deputy Clerk prompt notice of settlement may be subject to such discipline
17 as the Court deems appropriate.

18 DATED: The 29th of November
19 2012.

20 s/ Marsha J. Pechman
21 Honorable Marsha J. Pechman
22 United States District Judge
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